

(1) Tenth Account and Report of Conservator and (2) Petition for Allowance of Fees to Attorney for Conservator and (3) for Discharge of Bond and (4) Waiver of Further Accountings Code 2329, 2620, 2623 &amp; 2628

<b>Age: 53</b>		<b>TONY MARTINEZ</b> , Conservator, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		Account period: <b>10/01/10 – 12/23/12</b>	
		Accounting - <b>\$95,502.56</b>	
		Beginning POH - <b>\$95,500.88</b>	
		Ending POH - <b>\$61,597.95</b> (\$12.10 is cash)	
<b>Cont. from</b>		Conservator - <b>waived</b>	
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	Attorney - <b>\$1,000.00</b> (ok per Local Rule)	
<input checked="" type="checkbox"/>	<b>Verified</b>	Petitioner states that the estate has no cash assets to pay the requested attorney's fees and requests that a lien be placed on the real property owned by the estate to be paid when the property is sold.	
<input type="checkbox"/>	<b>Inventory</b>	Petitioner states that the remaining cash assets will not be sufficient through the next bi-annual accounting period to maintain the cost of the conservatorship, conservatee's living expenses and maintenance of the real property. Conservatee's family members have filed applications to receive public assistance to pay for the costs of conservatee's care and maintenance. Applications could not be made until conservatorship assets were depleted.	
<input type="checkbox"/>	<b>PTC</b>	Petitioner states that the cash balance left in the conservatorship will be depleted soon and requests that that Court waive further accountings by the conservator and the necessity for a conservator's bond. The only asset remaining is the conservatee's home and a very minimal amount of cash.	
<input type="checkbox"/>	<b>Not.Cred.</b>	<b>Petitioner prays for an Order:</b>	
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>	1. Approving, allowing and settling the attached account and report of the conservator as filed;	
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	2. Authorizing the attorney fees and authorizing the filing of a lien against the conservatee's residence for the unpaid fees; and	
<input type="checkbox"/>	<b>Aff.Pub.</b>	3. Waiving further accountings until such time as the conservatee's residence is sold or the conservatee dies and waiving the necessity of conservator's bond.	
<input type="checkbox"/>	<b>Sp.Ntc.</b>	<b>Court Investigator Jennifer Young filed a report on 11/04/13.</b>	
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input type="checkbox"/>	<b>Letters</b>		
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input checked="" type="checkbox"/>	<b>CI Report</b>		
<input checked="" type="checkbox"/>	<b>2620(c)</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
			<b>Reviewed by:</b> JF
			<b>Reviewed on:</b> 02/07/14
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 1 – Miles-King</b>

## Petition for Discharge Without Administration

<b>DOD: 10-21-05</b>		<p><b>PATRICIA HERSCHFELT</b>, Daughter and Administrator with Full IAEA without bond, is Petitioner.</p> <p><b>Petitioner states</b> that when she filed her petition for Letters of Administration, she believed funds were due the estate from Martin Arvisu, but later found out that this was not the case. There are no other assets subject to administration.</p> <p>Petitioner prays for an order for discharge without administration and discharging Patricia Herschfelt as Administrator on the basis that the decedent died leaving no property subject to administration, and for such other orders as the Court may deem appropriate.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. The petition simply states the Administrator believed funds were due the estate, but later found out this was not the case. The Court may require clarification as to this vague statement.</p> <p><b>Note:</b> The file contains an unverified status report from Attorney LeVan indicating a failed unlawful detainer action and a separate quiet title action filed by Mr. Arvisu that was ultimately dismissed; however, as this report is not verified by the fiduciary per Probate Code §1021 and the details are not referenced in this verified petition, the Court may require clarification.</p>
<b>Aff.Sub.Wit.</b>			
<b>Verified</b>			
<b>Inventory</b>			
<b>PTC</b>			
<b>Not.Cred.</b>			
<b>Notice of Hrg</b>			
<b>Aff.Mail</b>			
<b>Aff.Pub.</b>			
<b>Sp.Ntc.</b>			
<b>Pers.Serv.</b>			
<b>Conf. Screen</b>			
<b>Letters</b>			
<b>Duties/Supp</b>			
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<b>9202</b>			
<b>Order</b>			
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			
		<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 2-7-14</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 2 – Beauchamp</b></p>	

(1) First and Final Report of Administrator and Petition for Settlement and (2)  
Request for Discharge of an Insolvent (Non-Asset) Estate

<b>DOD: 6/29/10</b>		<p><b>NORA ALICE BORGES</b>, Administrator with Will Annexed is Petitioner.</p> <p>Petitioner states no final inventory and appraisal of the estate was filed in this matter as Petitioner determined there are no assets to inventory. The real property owned by the Decedent was in foreclosure at the onset of this case and that process and procedure was finalized, which resulted in a complete and total loss of the real property. The property was "upside-down" in that debt far and away exceeded the current value of the property and it was concluded that the property was valueless and unsalvageable. The only other assets that were considered to be assets of the estate were three vehicles registered jointly held with the surviving spouse. Only one of those vehicles had any value; that vehicle is being inventoried into the decedent's deceased spouse's estate which is currently pending in the probate court.</p> <p><b>Petitioner requests that this Court order that:</b></p> <ol style="list-style-type: none"> <li>1. The administration of the estate be terminated as the estate is insolvent;</li> <li>2. The first and final report of Petitioner be settled, allowed and approved as filed.</li> <li>3. All the acts and proceedings of Petitioner, as administrator be confirmed and approved.</li> </ol>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>
<b>Cont. from</b>			
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>		
<input type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>		
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>		
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input checked="" type="checkbox"/>	<b>Letters</b> 1/10/11		
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input checked="" type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input checked="" type="checkbox"/>	<b>FTB Notice</b>		
		<p><b>Reviewed by: KT</b></p> <p><b>Reviewed on: 2/7/14</b></p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 3 – Price</b></p>	

## Report of Sale and Petition for Order Confirming Sale of Real Property

<b>DOD: 5/12/10</b>		<b>RICK GONZALEZ</b> , is Administrator/petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
<b>Sale price</b>		- <b>\$125,000.00</b>	1. Need Affidavit of Publication
<b>Overbid</b>		- <b>131,750.00</b>	
<b>Cont. from</b>			
	<b>Aff.Sub.Wit.</b>		
✓	<b>Verified</b>	<b>Reappraisal</b> - <b>\$125,000.00</b>	<b>Note:</b> If the petition is granted, status hearings will be set as follows:
	<b>Inventory</b>	<b>Property</b> - 1926 Skelton	
	<b>PTC</b>	St. Selma, CA	
	<b>Not.Cred.</b>		
✓	<b>Notice of Hrg</b>	<b>Publication</b> - <b>NEED</b>	<ul style="list-style-type: none"> <li><b>Friday, March 14, 2014</b> at 9:00 a.m. in Department 303, for the filing of the receipt for blocked account.</li> </ul>
✓	<b>Aff.Mail</b>		Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>	<b>Buyers</b> - Meliton Garcia	
	<b>Pers.Serv.</b>	Zavaleta, a married man as his sole and separate property.	
	<b>Conf. Screen</b>		
	<b>Letters</b>	<b>Broker</b> - <b>\$7,500.00</b> (6% -	
	<b>Duties/Supp</b>	payable to ½ to Fierro Realty and ½ to Prudential California Realty)	
	<b>Objections</b>		
	<b>Video Receipt</b>	All proceeds with be placed into a blocked account.	
	<b>CI Report</b>		
	<b>9202</b>		
✓	<b>Order</b>		
✓	<b>Aff. Posting</b>		<b>Reviewed by: KT</b>
	<b>Status Rpt</b>		<b>Reviewed on: 2/7/14</b>
	<b>UCCJEA</b>		<b>Updates:</b>
	<b>Citation</b>		<b>Recommendation:</b>
	<b>FTB Notice</b>		<b>File 4 – Borunda</b>

Atty Denning, Stephen M., sole practitioner (for Petitioner Jennifer R. Melton, Administrator)  
 Atty Moore, Susan L., of Pascuzzi, Moore & Stoker (for Objectors Susana Melton and Peter Melton)

**(1) First and Final Account and Report of Administrator with Will Annexed and (2) Petition for Its Settlement, for Allowance of Compensation for Ordinary and Extraordinary Services, and for (3) Final Distribution**

<b>DOD: 4/27/2012</b>		<b>JENNIFER R. MELTON</b> , daughter and Administrator with Will Annexed with <b>Limited IAEA authority</b> , is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>Account period: 11/13/2012 – 11/8/2013</b>	<b>Continued from 1/8/2014.</b> Minute Order shows Attorney Mark Edwards (sole practitioner) appeared at the hearing.
<b>Cont. from 010814</b>		Accounting - <b>\$520,976.64</b>	1. Proposed order does not indicate the share to be distributed to Decedent's minor son, <b>PETER WILLIAM MELTON, JR.</b> , shall be distributed to <b>SUSANA MOGOLON-MELTON</b> as Custodian under the California Uniform Transfer to Minors Act (CUTMA) until he reaches age 25.
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	Beginning POH - <b>\$302,500.00</b>	
<input checked="" type="checkbox"/>	<b>Verified</b>	Ending POH - <b>\$485,020.48</b> (\$119,520.48 is cash)	
<input checked="" type="checkbox"/>	<b>Inventory</b>	Administrator (statutory) - <b>\$13,419.53</b>	
<input checked="" type="checkbox"/>	<b>PTC</b>	Attorney (statutory) - <b>\$13,419.53</b>	
<input checked="" type="checkbox"/>	<b>Not.Cred.</b>	Attorney XO - <b>\$1,000.00</b>	
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>	(per Local Rule 7.18, for court-confirmed sale of real property)	
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	w/	
<input type="checkbox"/>	<b>Aff.Pub.</b>	Closing - <b>\$1,500.00</b>	
<input checked="" type="checkbox"/>	<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		<b>Petitioner states:</b>	
<b>Conf. Screen</b>		<ul style="list-style-type: none"> <li>Decedent's Will was executed before he married <b>SUSANA MOGOLON-MELTON</b>, who is Decedent's surviving spouse;</li> <li>Susana is not provided for in the Will or any other testamentary instrument executed by Decedent; and it does not appear from any testamentary instrument executed by Decedent that his failure to provide for Susana was intentional;</li> <li>Decedent did not provide for Susan by any transfer outside of the estate, and Susan has not agreed in writing to waiver her right to a share in Decedent's estate;</li> <li>Susana is entitled to a share in the separate property of Decedent equal in value to that which she would have received if Decedent had died without having executed a testamentary instrument, up to ½ of the value of the separate property estate;</li> </ul>	
<input type="checkbox"/>	<b>Letters</b>	111312	
<b>Duties/Supp</b>			
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<input checked="" type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<input checked="" type="checkbox"/>	<b>FTB Notice</b>		

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**Reviewed by:** LEG

**Reviewed on:** 2/7/14

**Updates:**

**Recommendation:**

**File 5 – Melton**

**Petitioner states, continued:**

- Decedent's Will provides for distribution of Decedent's tools to **FRANCIS MELTON, JR.**, and **THOMAS MELTON**; Petitioner is informed that all of Decedent's tools had previously been distributed to these persons; no tools have come into Petitioner's knowledge or possession;
- Decedent's Will provides for distribution of Decedent's fishing equipment to **RANDY GIN**; Petitioner is informed that all of Decedent's tools had previously been distributed to this person; no such fishing equipment has come into Petitioner's knowledge or possession;
- Decedent's Will provides for distribution of Decedent's automobile to **AARON WHALA**; at the time of his death, Decedent owned a 1985 Toyota pickup, and on 6/4/2013 Petitioner gave notice to all interested persons of her intent to sell the pickup; no objections having been received Petitioner sold the pickup to **RUSS MERRITT** for **\$2,000.00** cash; after deducting DMV fees of **\$295.00**, the balance of **\$1,705.00** will be distributed to **AARON WHALA** in satisfaction of this gift;
- Decedent's Will provides for distribution of Decedent's remaining personal property to **FRESNO WESTSIDE SEVENTH-DAY ADVENTIST CHURCH**, and the **FRESNO ASIAN SEVENTH-DAY ADVENTIST CHURCH**; Petitioner is informed that all of Decedent's personal property had previously been disposed of by Decedent; no such personal property has come into Petitioner's knowledge or possession;
- Decedent's Will provides for distribution of a part of the residue as follows: 75% of the estate to his issue who survive him; at Decedent's death, Decedent had 2 children who survived him: **JENNIFER RICHELE MELTON** and **PETER WILLIAM MELTON, JR.**; pursuant to Decedent's Will and subject to the interest of Decedent's surviving spouse in the estate, Decedent's children are entitled to share **75%** of the residue of Decedent's estate;
- Pursuant to Decedent's Will and subject to the interest of Decedent's surviving spouse in the estate, the **CENTRAL CALIFORNIA CONFERENCE ASSOC. OF SEVENTH-DAY ADVENTISTS OF CLOVIS** is entitled to share **25%** of the residue of Decedent's estate;
- Decedent's son, **PETER MELTON, JR.**, is a minor who is entitled to a share of the estate residue pursuant to Decedent's Will; Petitioner is not aware of the existence of a currently acting custodian for the minor under the California Uniform Transfer to Minors Act (CUTMA); accordingly, pursuant to the power given to the personal representative in Decedent's Will, Petitioner appoints the minor's mother, **SUSAN MOGOLON-MELTON**, as custodian of the minor under the CUTMA until the minor reaches age 25.

**Distribution pursuant to Decedent's Will based upon apportionment of shares under Probate Code § 21612 is to:**

- SUSANA MOGOLON-MELTON – real property on Robinson Ave, **22%** in Decedent's **20%** interest in Melton Family Limited Liability Co, and **\$480.00 cash**;
- JENNIFER R. MELTON – **37.50%** of residue of estate, consisting of **39%** in Decedent's **20%** interest in Melton Family Limited Liability Co, and **\$7,063.66 cash**;
- PETER WILLIAM MELTON, Jr. (a minor) – **37.50%** of residue of estate, consisting of **39%** in Decedent's **20%** interest in Melton Family Limited Liability Co, and **\$7,063.66 cash** [to be held by **SUSANA MOGOLON-MELTON** as **Custodian under CUTMA**];
- AARON WHALA – **\$1,705.00 cash**;
- CENTRAL CALIFORNIA CONFERENCE ASSOC. OF SEVENTH-DAY ADVENTISTS OF CLOVIS – **25%** of residue consisting of **\$73,869.11 cash**;
- JOHN MELTON – pontoon boat and Bass Tracker boat with outboard motor.

*~Please see additional page~*

Opposition to Petition for Final Distribution filed by SUSANA MELTON, individually and as Legal Guardian for PETER MELTON, JR., on 1/6/2014 states:

- She is the surviving spouse of the Decedent and the mother and legal guardian of **PETER MELTON, JR.**, a minor, both being beneficiaries of Decedent's estate;
- She has no objection to the allegations in Paragraphs 1 to 24 of the Petition for Settlement of First and Final Account filed on 11/14/2013;
- In Paragraph 25, the real property on Robinson in Fresno currently on hand for distribution is valued at **\$87,000.00**; however, Petitioner fails to recognize the property is encumbered by a Deed of Trust in favor of Bank of America which had a principal balance of **\$83,826.80** on the date of death (*copy of loan statement attached as Exhibit A*);
- Therefore, the Robinson property should be listed as "subject to" an existing deed of trust and the asset on hand being available for distribution should be valued at **\$87,000.00**; that changes the calculations of residual distributions;
- She has no objection to the specific devises of personal property, the vehicle, and the boats to the intended beneficiaries, and being excluded from the residual estate as proposed;
- Objection is made by Susana to the proposed distribution of assets as set forth in Paragraph 34; Susana Melton's 1/3 distribution of the estate assets is not adequately provided for by distribution of the Robinson property in satisfaction of her share as she is not receiving **\$87,000.00** in estate assets, but only receiving **\$3,172.20** in value;
- Further, **25%** of the residual estate is overvalued, the proposed distribution to the **CENTRAL CALIFORNIA CONFERENCE ASSOC. OF SEVENTH-DAY ADVENTISTS OF CLOVIS** being in excess of the amount to which it should be entitled to receive;
- Objection is made by Susana to Paragraph 37 as she would be entitled to 1/3 of the remaining reserve account, and any other assets hereinafter discovered in which the Decedent or the estate would have an interest, the remaining 2/3 allocated **25%** to the **CENTRAL CALIFORNIA CONFERENCE ASSOC. OF SEVENTH-DAY ADVENTISTS OF CLOVIS** and **75%** divided between **JENNIFER RICHELE MELTON** and **PETER WILLIAM MELTON, JR.**;
- Objector represents, excluding the specific devises of personal property, the value of the assets on hand is **\$88,476.42 cash**, the real property on Robinson subject to the **\$83,827.80 mortgage** debt, and the **MELTON FAMILY LLC** of **\$266,000.00**;
- Objector represents that:
  - Susan Melton is entitled to 1/3 of the distributable value, being **\$119,216.20**;
  - **CENTRAL CALIFORNIA CONFERENCE ASSOC. OF SEVENTH-DAY ADVENTISTS OF CLOVIS** would be entitled to **\$59,608.10** (25% of residue); that leaves **\$28,868.32 cash** available to beneficiaries;
  - **JENNIFER RICHELE MELTON** and **PETER WILLIAM MELTON, JR.** would each be entitled to receive **\$89,412.15** in value (75% of residue);
  - Susana, as legal guardian and proposed Custodian for **PETER WILLIAM MELTON, JR.**, that he does not need cash, he is being provided for by Susan and his Social Security Benefits, and it is requested his share consist of only an interest in the **MELTON FAMILY LLC**, which will be held for him until he attains age 25, the distributions attributable to his percent of the company reinvested and used for his college education; **PETER WILLIAM MELTON, JR.** could receive a **34%** interest and no cash;

~Please see additional page~

## Opposition to Petition filed by SUSANA MELTON on 1/6/2014, continued:

- It is proposed the remaining cash be distributed equally between Susana and **JENNIFER RICHELE MELTON** and with proposed distribution of remaining assets as follows:
  - **JENNIFER RICHELE MELTON** would receive **\$14,434.16** cash and **28%** interest in the **MELTON FAMILY LLC**;
  - **SUSANA MELTON** would receive **\$14,434.16** cash, the **\$3,172.20** equity in Robinson real property, and **38%** interest in the **MELTON FAMILY LLC**; Alternatively, **SUSANA MELTON** would agree to receive a lesser percentage of the **MELTON FAMILY LLC** in exchange for a greater share of distributable cash;
  - **PETER WILLIAM MELTON, JR.** would receive **34%** of the **MELTON FAMILY LLC**;
- **Objector requests**
  1. Petitioner amend the *Petition for Final Distribution* to recognize the actual net value of assets on hand available for distribution;
  2. Petitioner amend the *Petition for Final Distribution* to adequately satisfy **SUSANA MELTON's** right to receive 1/3 of the distributable share of the estate to which she is entitled; and
  3. The distributable balance to **PETER WILLIAM MELTON, JR.** be corrected after proper calculation of that amount to be distributed to the **CENTRAL CALIFORNIA CONFERENCE ASSOC. OF SEVENTH-DAY ADVENTISTS OF CLOVIS**.



**(1) Report on Waiver of Account and (2) Petition for Its Settlement, for (3) Allowance of Attorney Fees and Costs and for (4) Final Distribution**

<b>DOD: 04/08/13</b>	<b>CYNTHIA GERRINGER</b> , Administrator, is Petitioner.		<b>NEEDS/PROBLEMS/COMMENTS:</b>
	Accounting is waived.		<p><u><b>CONTINUED FROM 01/16/14</b></u>  <b>Minute Order from 01/16/14 states: Mr. Cain is appearing via Courtcall. Ms. Nuttall requests a continuance on behalf of Ms. Sanoian who is out ill. Matter set for Settlement Conference on 02/26/14. Counsel is directed to submit their settlement conference statements along with a courtesy copy of the Court one week before the hearing. Mr. Cain's client will not be required to be personally present on that day however, she is to be available by phone.</b></p> <p><b>As of 02/06/14, nothing further has been filed in this matter.</b></p> <ol style="list-style-type: none"> <li>The Petition references a final Inventory &amp; Appraisal filed 06/15/13 in the amount of \$108,765.39 on page 3, item 10. However the Final Inventory &amp; Appraisal was filed 10/04/13 reflecting assets in the amount of \$108,618.76. Therefore, it appears that the total assets of the estate equal \$244,618.76 rather than \$244,765.39. This difference also effects the calculation of the statutory fees.</li> <li>Need Order.</li> </ol> <p><b>Note:</b> Examiner calculates the fee base to be \$271,975.20 and the statutory fee to be \$8,439.50, resulting in \$60,375.83 to be distributed to each beneficiary.</p>
<b>Cont. from 011614</b>			
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	I & A	- \$244,765.39 (see note 1)	
<input checked="" type="checkbox"/> <b>Verified</b>	POH	- \$138,065.65 (all cash)	
<input checked="" type="checkbox"/> <b>Inventory</b>	Administrator	- \$8,442.44 (statutory, see note 1)	
<input checked="" type="checkbox"/> <b>PTC</b>	Attorney	- \$8,442.44 (statutory, see note 1)	
<input checked="" type="checkbox"/> <b>Not.Cred.</b>	Costs	- \$435.00 (filing fee)	
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	<b>Distribution, pursuant to intestate succession, is to:</b>		
<input checked="" type="checkbox"/> <b>Aff.Mail</b> w/	John Robert Marin	- \$60,372.88	
<input type="checkbox"/> <b>Aff.Pub.</b>	Cynthia Geringer	- \$60,372.88	
<input type="checkbox"/> <b>Sp.Ntc.</b>	<b>Objections to Report and Waiver of Account and Objection to Petition for its Settlement; Points and Authorities</b> filed 01/13/14 by Eleanor Copeland states:		
<input type="checkbox"/> <b>Pers.Serv.</b>	1. Objector is the sole heir of decedent's predeceased spouse and is entitled to inherit ½ of the community property under Probate Code § 6402.5(a)(2), 6402.5(b)(2) and 240.		
<input type="checkbox"/> <b>Conf. Screen</b>	2. The Petition erroneously states that the estate consists entirely of the decedent's separate property.		
<input type="checkbox"/> <b>Letters</b> 06/27/13	3. Decedent's estate consists of a residence purchased during her 38 year marriage and decedent's income, earned while married, which funded her pension.		
<input type="checkbox"/> <b>Duties/Supp</b>	Continued on Page 2		
<input checked="" type="checkbox"/> <b>Objections</b>			
<input type="checkbox"/> <b>Video Receipt</b>			
<input type="checkbox"/> <b>CI Report</b>			
<input checked="" type="checkbox"/> <b>9202</b>			
<input type="checkbox"/> <b>Order</b> x			
<input type="checkbox"/> <b>Aff. Posting</b>			
<input type="checkbox"/> <b>Status Rpt</b>			
<input type="checkbox"/> <b>UCCJEA</b>			
<input type="checkbox"/> <b>Citation</b>			
<input checked="" type="checkbox"/> <b>FTB Notice</b>			
			<p><b>Reviewed by:</b> JF</p> <p><b>Reviewed on:</b> 02/06/14</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 6A – Copeland</b></p>

4. Decedent did not designate a beneficiary for her pension and that pension plan has terminated. Those funds are now **former ERISA plan benefits**. (Emphasis in original) The former pension funds have been paid to the Administrator, as they come into decedent's estate, they retain their community property character, and are distributable with other community property.
5. The Petition for Probate appointing Petitioner as Administrator of Decedent's estate failed to state that decedent was survived by a parent of a predeceased spouse and Objector is objecting on that basis. Decedent's husband, George L. Copeland, died on 05/21/09.
6. Objector is an intestate heir of decedent's predeceased spouse under Probate Code § 6402.5(a)(2), 6402.5(b)(2) and has standing to bring these objections. Objector requests judicial notice under Evidence Code § 452(d) of her petition to determine heirship and the beneficial interests of the intestate heirs thereunder.
7. The pension funds that were distributed to the Administrator consist of IBM Retirement Savings and a beneficiary account with the IBM 401 (k) Plus Plan.
8. Decedent's residence on Stanford in Clovis is community property of decedent and her predeceased husband George Copeland. The property was purchased on 06/22/88, during their marriage, they were married on 11/16/72.
9. By law ERISA (Employment Retirement Income Security Act of 1974) federal preemption is limited. California law still creates a community property interest in decedent's income earned during the marriage.
10. Once an ERISA-qualified plan terminates or the participant terminates his or her interest in the plan and the benefits are transferred out of the plan, ERISA no longer applies and there is no federal preemption. In this case, decedent did not designate a pension plan beneficiary, and the funds were property distributed to the Administrator for disposition in decedent's estate.
11. A community property interest in acquired during marriage and before separation. A spouse's community property interest arises at the time it is acquired and is not affected by a change in the form of the property. Its community property status can only be altered by judicial decision or joint action between the parties.
12. In California, the community vs. separate character of property is determined by reference to the time of its acquisition.
13. Both the residence and the IBM Pension funds were acquired during the marriage. The proceeds from the sale of the marital residence and the former 401 (k) pension funds are community property and one-half is distributable under community property principles to the heirs of a predeceased spouse under Probate Code § 6402.5(a)(2) and 6402.2(b)(2). Accordingly, one-half of the estate should be distributed to Objector as the sole heir of the predeceased spouse, and one-half should be distributed to the decedent's heirs at law, being her brother and sister.

**Objector prays for an Order:**

1. Denying the request to settle the report on waiver of account and the petition thereon;
2. Find that the estate consists entirely of community property;
3. Set bond in an appropriate amount as Objector has not waived bond; and
4. Order that community property be distributed pursuant to Objector's petition to determine heirship.

**Petition to Determine Heirship**

<b>DOD: 04/08/13</b>  <b>Cont. from 011614</b> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%;"></td> <td style="width: 85%;"><b>Aff.Sub.Wit.</b></td> <td style="width: 10%;"></td> </tr> <tr> <td style="text-align: center;">✓</td> <td><b>Verified</b></td> <td></td> </tr> <tr> <td></td> <td><b>Inventory</b></td> <td></td> </tr> <tr> <td></td> <td><b>PTC</b></td> <td></td> </tr> <tr> <td></td> <td><b>Not.Cred.</b></td> <td></td> </tr> <tr> <td style="text-align: center;">✓</td> <td><b>Notice of Hrg</b></td> <td></td> </tr> <tr> <td style="text-align: center;">✓</td> <td><b>Aff.Mail</b></td> <td style="text-align: center;">w/</td> </tr> <tr> <td></td> <td><b>Aff.Pub.</b></td> <td></td> </tr> <tr> <td></td> <td><b>Sp.Ntc.</b></td> <td></td> </tr> <tr> <td></td> <td><b>Pers.Serv.</b></td> <td></td> </tr> <tr> <td></td> <td><b>Conf. Screen</b></td> <td></td> </tr> <tr> <td></td> <td><b>Letters</b></td> <td></td> </tr> <tr> <td></td> <td><b>Duties/Supp</b></td> <td></td> </tr> <tr> <td></td> <td><b>Objections</b></td> <td></td> </tr> <tr> <td></td> <td><b>Video Receipt</b></td> <td></td> </tr> <tr> <td></td> <td><b>CI Report</b></td> <td></td> </tr> <tr> <td></td> <td><b>9202</b></td> <td></td> </tr> <tr> <td></td> <td><b>Order</b></td> <td style="text-align: center;">x</td> </tr> <tr> <td></td> <td><b>Aff. Posting</b></td> <td></td> </tr> <tr> <td></td> <td><b>Status Rpt</b></td> <td></td> </tr> <tr> <td></td> <td><b>UCCJEA</b></td> <td></td> </tr> <tr> <td></td> <td><b>Citation</b></td> <td></td> </tr> <tr> <td></td> <td><b>FTB Notice</b></td> <td></td> </tr> </table>		<b>Aff.Sub.Wit.</b>		✓	<b>Verified</b>			<b>Inventory</b>			<b>PTC</b>			<b>Not.Cred.</b>		✓	<b>Notice of Hrg</b>		✓	<b>Aff.Mail</b>	w/		<b>Aff.Pub.</b>			<b>Sp.Ntc.</b>			<b>Pers.Serv.</b>			<b>Conf. Screen</b>			<b>Letters</b>			<b>Duties/Supp</b>			<b>Objections</b>			<b>Video Receipt</b>			<b>CI Report</b>			<b>9202</b>			<b>Order</b>	x		<b>Aff. Posting</b>			<b>Status Rpt</b>			<b>UCCJEA</b>			<b>Citation</b>			<b>FTB Notice</b>		<p><b>ELEANOR COPELAND</b>, is Petitioner.</p> <p><b>Petitioner states:</b></p> <ol style="list-style-type: none"> <li>1. She is the mother of George Copeland, predeceased spouse of decedent Rebecca Copeland and is entitled to inherit under the laws of intestacy set forth in Probate Code § 6402.5(a)(2) and 6402.5(b)(2) and 240.</li> <li>2. Decedent died intestate on 04/08/13 leaving an estate in Fresno County, California.</li> <li>3. Decedent's siblings are entitled to inherit under Probate Code § 6402(c).</li> <li>4. Cynthia Geringer, decedent's sister, filed a Petition for Probate on 05/21/13 and is now the Administrator of decedent's estate.</li> <li>5. Petitioner's son, George Copeland, was married to the decedent until his death on 05/21/09. Since George died less than 5 years before the decedent's death, Petitioner is entitled to one-half of the decedent's community property (Probate Code § 6402.5(a)(2)).</li> <li>6. Petitioner alleges that the estate should be divided as follows:  <u>Community Property:</u> <ul style="list-style-type: none"> <li>- ½ to Eleanor Copeland, mother of predeceased spouse of the decedent</li> <li>- ¼ to John Robert Marin, brother of decedent</li> <li>- ¼ to Cynthia Geringer, sister of decedent</li> </ul> <u>Separate Property:</u> <ul style="list-style-type: none"> <li>- ½ to John Robert Marin, brother of decedent</li> <li>- ½ to Cynthia Geringer, sister of decedent</li> </ul> </li> </ol> <p>Birth/Death and Marriage Certificates attached to Petition.</p> <p><b>Petitioner prays that the Court determine the heirship and entitlement to the estate.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u>CONTINUED FROM 01/16/14</u>  <b>Minute Order from 01/16/14 states:</b>  <b>Mr. Cain is appearing via Courtcall.</b>  <b>Ms. Nuttall requests a continuance on behalf of Ms. Sanoian who is out ill.</b>  <b>Matter set for Settlement Conference on 02/26/14. Counsel is directed to submit their settlement conference statements along with a courtesy copy of the Court one week before the hearing. Mr. Cain's client will not be required to be personally present on that day however, she is to be available by phone.</b></p> <p><b>As of 02/06/14, nothing further has been filed in this matter.</b></p> <p>1. Need Order.</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="border: 1px solid black;"><b>Reviewed by:</b> JF</td> </tr> <tr> <td style="border: 1px solid black;"><b>Reviewed on:</b> 02/06/14</td> </tr> <tr> <td style="border: 1px solid black;"><b>Updates:</b></td> </tr> <tr> <td style="border: 1px solid black;"><b>Recommendation:</b></td> </tr> <tr> <td style="border: 1px solid black;"><b>File 6B – Copeland</b></td> </tr> </table>	<b>Reviewed by:</b> JF	<b>Reviewed on:</b> 02/06/14	<b>Updates:</b>	<b>Recommendation:</b>	<b>File 6B – Copeland</b>
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Status Hearing

DOD: 04/08/13		<p><b>CYNTHIA GERRINGER</b>, Administrator, filed a <b>Report on Waiver of Account and Petition for its Settlement; for Allowance of Attorney Fees and Costs Advances; and for Final Distribution</b> on 11/20/13.</p> <p><b>ELEANOR COPELAND</b>, Objector, filed a <b>Petition to Determine Heirship</b> on 11/25/13 and <b>Objections to Report and Waiver of Account and Objections to Petition for its Settlement; Points and Authorities</b> on 01/13/14.</p> <p><b>Minute Order</b> from hearing on the above described Petitions on 01/16/14 set this matter for a status hearing and states: Mr. Cain is appearing via Courtcall. Ms. Nuttall requests a continuance on behalf of Ms. Sanoian who is out ill. Matter set for Settlement Conference on 02/26/14. Counsel is directed to submit their settlement conference statements along with a courtesy copy of the Court one week before the hearing. Mr. Cain's client will not be required to be personally present on that day however, she is to be available by phone.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>
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		<p><b>Reviewed by:</b> JF</p> <p><b>Reviewed on:</b> 02/06/14</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 6C – Copeland</b></p>	

6C

		<b>TEMP DENIED 10-24-13</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b> <b>Court Investigator advised rights on 11-12-13</b> <b>Voting rights affected</b> - <b>Need minute order</b> <b>Minute Order 10-24-13 (Temp):</b> Ms. Walters informs the Court that her client owes Rosie Reyna about \$3,000.00 which she is currently paying. Parties agree to participate in mediation today at 1:30 p.m. Parties are ordered not to speak ill of one another around Rosie Reyna. Mr. Teixeira is ordered to remain as counsel for Rosie Reyna. Based on the report of the investigator and everything that has been heard today, the Court denies the petition. The General Hearing remains set for 11/21/13. Petition is denied. <b>Minute Order 11-21-13:</b> Status of Evaluation to be filed with the Court. <b>Note:</b> Nothing further has been filed regarding the outcome of the mediation appointment or the status of evaluation per minute order of 11-21-13. <ol style="list-style-type: none"> <li><b>1. Need Confidential Supplemental Information Form GC-312. (This form provides information about the proposed Conservatee.)</b></li> <li><b>2. Need bond of \$110,000.00 per Cal. Rules of Court 7.207 and Probate Code §2320(c)(4).</b></li> <li><b>3. Need Capacity Declaration in support of requests for medical consent and dementia powers.</b></li> <li><b>4. Need order.</b></li> </ol>
		<b>JULIE CASTILLO and CONNIE MARTINEZ</b> , Daughters, are Petitioners and request appointment as Co-Conservators of the Person with medical consent powers and dementia medication powers, and as Co-Conservators of the Estate without bond, funds blocked. <b>Voting rights affected</b> <b>Estimated value of estate:</b> Personal property: \$100,000.00 (also Real property: \$100,000.00) Cost of recovery: \$10,000.00 Bond required: \$110,000.00 <b>Need Capacity Declaration</b> <b>Petitioners state</b> their mother was diagnosed with dementia in 2010. Before this occurred, she had drafted a Power of Attorney for Health Care indicating Petitioners (daughters), Joseph (son), and Monica (granddaughter) as potential agents to assist in her health care decisions. In the last year, the family has witnessed actions by Joseph that have caused great concern regarding his motivation in assisting her. At this point, Joseph will not allow Petitioners access to any of their mother's finances and now utilizes a debit card in her name all over town. He has made significant cash withdrawals including removing approx. \$17,500 from the account. He insisted the money was his, even though he is unemployed and contributes no funds to the account. In addition, he has been talking derogatorily and with obscene profanity toward their mother and tells her that nobody wants her and if he did not live with her she would be all alone. She is afraid to say anything to him. Petitioners state he took her to an attorney, but she does not know what she signed. He does not allow her to go to the doctor and threatens to not feed her if she does not listen to him. Petitioners state their mother is not capable of making decisions on her own and are concerned that something may happen to her if conservatorship is not granted. <b>SEE ADDITIONAL PAGES</b>	
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	<b>FTB Notice</b>		
			<b>Reviewed by:</b> skc <b>Reviewed on:</b> 2-6-14 <b>Updates:</b> <b>Recommendation:</b> <b>File 7 – Reyna</b>

Page 2

Petitioners filed declarations in support of the petition from Bernardo Reyna (son), Julien Castillo (son-in-law), Paul Reyna (brother-in-law), Jonathan Martinez (grandson), Dorothy Martinez (family member), Harry Martinez (son-in-law), Cameron Martinez (grandson), Corina Martinez (granddaughter), Diane A. Frias (niece), Lydia Leong (family friend and former girlfriend of Joe), and Monica Estrada (granddaughter). See declarations for details.

Court Investigator Samantha Henson filed a report on 11-14-13.

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**Declaration of Attorney Lisa Horton filed 11-19-13 states** that on 11-15-13, she was on the telephone with her client Julie Castillo who was standing in front of the proposed conservatee's residence attempting to visit with her mother. Attorney Horton heard Joseph Reyna yelling at Rosie and her clients through the phone, including yelling out, "They just want your money mom, don't let them in."

**Note: If the petition is granted status hearings will be set as follows:**

- • **Friday, 03/28/2014 at 9:00a.m. in Dept. 303** for the filing of the bond **and**
- **Friday, 07/18/2014 at 9:00a.m. in Dept. 303** for the filing of the inventory and appraisal **and**
- **Friday, 07/10/2015 at 9:00a.m. in Dept. 303** for the filing of the first account and final distribution.

Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.

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**Petition of Beneficiary and Co-Trustee to Remove Co-Trustee of the Trust and for  
the Payment of Attorney Fees**

<b>DOD: 1-28-10</b>		<p><b>ANNE LAWRNECE</b>, Daughter, Beneficiary and Co-Trustee, is Petitioner.</p> <p><b>Petitioner requests the Court remove PAMELYN SHARLEY GINGOLD, Co-Trustee, under Probate Code §15642 based on her breach of fiduciary duties as follows:</b></p> <p>Petitioner is a resident of Dove Creek, Colorado, and consequently contacted Ms. Gingold to commence trust administration after the death of the Trustor. Since February 2010, Ms. Gingold has failed to:</p> <ul style="list-style-type: none"> <li>• Supply a death certificate to Petitioner;</li> <li>• Supply Notification by Trustee to beneficiaries pursuant to Probate Code §16061.7;</li> <li>• Supply notice to Director of Health Care Services pursuant to Probate Code §19202;</li> <li>• Deposit the original Last Will and Testament of the Decedent pursuant to Probate Code §8200;</li> <li>• Record an Affidavit – Death of Settlor (Trustor), Trustee and Beneficiary and Certification of Trust changing title to the Successor Co-Trustees, as a result of the death of the Trustor in connection with the vesting of title in real property;</li> <li>• Supply a Change in Ownership Statement – Death of Real Property Owner to the Fresno County Assessor and a Claim for Reassessment Exclusion for Transfer Between Parent and Child, potentially jeopardizing the ability to have any reassessment of the real property excluded and potentially causing an increase in real property taxes;</li> </ul> <p align="center"><b><u>SEE ADDITIONAL PAGES</u></b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u>Minute Order 12-12-13:</u> Mr. Bagdasarian requests a continuance. The Court directs counsel to submit a declaration setting forth the full value of the estate.</p> <p><u>Note:</u> See Page 4 re status reports.</p> <p>1. Objector alleges an additional person entitled to notice. The Court may require proof of service of Notice of Hearing with a copy of the petition at least 30 days prior to the hearing per Probate Code §17203 on: - EDWARD W. JENNRICH</p> <p><u>Note:</u> Although Mr. Jennrich is not a primary beneficiary, the Sixth Amendment indicates a special bequest to Mr. Jennrich of the right to maintain occupancy of the home that he shared with the Decedent.</p>	
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**Page 2****Petitioner states Ms. Gingold has failed to (Continued):**

- Inventory and appraise any of the assets;
- Maintain the real property located at 5887 W. San Gabriel in Fresno;
- Provide any accounting, including all bank statements, receipts, and disbursement pursuant to Probate Code §17200(b)(7)(B) and §§ 16062 and 16063;
- Petitioner alleges that Ms. Gingold has lived in the property without payment of rent, has used trust assets to pay for utilities, cable, and other items for her sole personal use;
- Ms. Gingold has failed to assemble personal property, which is depreciating in value, in order to auction or sell, or provide notice to beneficiaries as to whether said personal property should be distributed;
- Ms. Gingold has failed to provide any information re life insurance policies, final expense bills, or other related financial information;
- Ms. Gingold has failed to file the appropriate income tax returns, estate tax returns, and other tax reporting requirements for the trust on a timely basis; and
- Ms. Gingold has exhibit hostility and impairing the administration of the trust, which is reflected as grounds for removal pursuant to Probate Code §15642(b)(3).

**Additional information:**

- The Trustor of the **EMELIA C. CALNEK TRUST** was also known as **EMELIA CHARLOTTE JENNRICH** (see death certificate).
- The real property asset of the estate located at 5887 W. San Gabriel in Fresno refers to "**EMILIA C. CALNEK JENNRICH, Trustee of the EMILIA C. CALNEK TRUST**" (see Grant Deed).
- The **Sixth (6<sup>th</sup>) Amendment**, attached as Exhibit C, dated 6-28-07 nominates Petitioner and Ms. Gingold as Co-Trustees. A letter from Attorney Steve H. Murphy dated 6-8-10 confirms.
- There are eight **(8) beneficiaries**. Petitioner lists names, but not relationships.
- Declaration of No Service filed 11-25-13 indicates that a process server made numerous attempts to serve Ms. Gingold at the San Gabriel address; however, no one answers the door. Declaration filed 12-10-13 indicates additional attempts to serve Ms. Gingold at two other addresses in Mariposa, CA.

**Petitioner requests that:**

1. **The Court remove the Successor Co-Trustee PAMELYN SHARLEY GINGOLD from office and appoint ANNE LAWRENCE as the sole Successor Trustee of the EMELIA C. CALNEK TRUST dated December 19, 1995;**
2. **The Court order PAMELYN SHARLEY GINGOLD to provide a full accounting from the date of death of the decedent of 1-28-10 to the date of her removal;**
3. **The Court order Attorney's fees of the Petitioner to be paid in an amount to be determined;**
4. **The Court make all further and proper orders.**

**SEE ADDITIONAL PAGES**



Page 3

**Objection filed 12-9-13 by Co-Trustee Pamelyn S. Ginsold** admits certain facts as stated above regarding the name of the Trustor, the real property as an asset of the trust, and the nomination of Petitioner and Objector as co-trustees; however, Objector denies the allegations of Petitioner in Paragraph 6 and all subparagraphs, except as follows:

Ms. Gingold denies residing at the San Gabriel property, and denies that Jeremiah Gingold and Serena Katherine Gingold have ever resided there. Petitioner knew they do not reside there, yet served documents at that address to avoid providing actual notice of these proceedings to Ms. Gingold, Jeremiah, and Serena Gingold. Additionally, Ms. Gingold is informed and believes and thereon alleges that the decedent's surviving spouse, **EDWARD W. JENNRICH**, is entitled to notice of these proceedings as he may have a beneficial interest in the San Gabriel property under the terms of the Sixth Amendment.

**Ms. Gingold states:** She and Petitioner are the daughters of the decedent. Decedent was survived by her spouse, Edward W. Jennrich, whom Ms. Gingold is informed, believes, and thereon alleges now resides in Pasadena California, by her two daughters, Ms. Gingold and Petitioner, her son Peter J. Deyell, and five grandchildren. All of these individuals are named beneficiaries under the Sixth Amendment.

Decedent was also survived by a son, David A. R. Deyell, but he is not a beneficiary under the Sixth Amendment. He also appears to be disinherited under the terms of Decedent's will dated 3-16-00 (attached).

Following Decedent's death in Jan 2010, Ms. Gingold and Petitioner gathered Decedent's estate planning documents and Petitioner took them to her home in Colorado. Petitioner therefore had the 1995 Trust instrument and all amendments thereto in her possession. Ms. Gingold thus denies Petitioner's allegation that she withheld copies from Petitioner or any other beneficiary.

Ms. Gingold states neither she nor Petitioner retained legal counsel to advise them regarding administration of the trust. Ms. Gingold understood that as a co-trustee, she was to maintain the San Gabriel residence and pay expenses related to the maintenance and assets of the trust, and has done so. The decedent's final expenses were paid as well as ongoing expenses related to the real property. Ms. Gingold has supervised the upkeep of the property, maintained a trust checking account with Petitioner as co-trustees, which Petitioner has access to, and has made distributions to beneficiaries according to the Sixth Amendment. She prepared an inventory of the contents of the house and obtained appraisal of the contents and discussed with Petitioner. Petitioner at all times consented to Ms. Gingold's handling the responsibilities and never voiced any objection or disagreement. Rather, Petitioner expressed her preference that Ms. Gingold undertake these responsibilities, as she resides in Colorado, and Ms. Gingold, a resident of Mariposa, was better situated to handle administration of Fresno assets.

**SEE ADDITIONAL PAGES**

**Objector states (Continued):**

To the extent that any administrative tasks went undone, Ms. Gingold was unaware of such tasks. She was not represented by counsel. Petitioner, on the other hand, was employed as a paralegal for a law firm and is now a clerk of the Dolores County Court in Colorado. Petitioner represented that she would determine and inform Ms. Gingold of any and all tasks of a legal nature required for administration. Aside from the responsibilities that Ms. Gingold has undertaken (bill pay, etc.), Petitioner never identified any tasks for her to complete.

Ms. Gingold submits that Petitioner had an equal responsibility to complete the administrative tasks, and to the extent there is any fault on the part of Ms. Gingold, which she denies, Petitioner is equally at fault. Petitioner has not set forth sufficient grounds to justify Ms. Gingold's removal, an order compelling her to account, or an award of attorney's fees.

**Objector requests that the Court deny each and every claim for relief in the Petition; award Objector her costs incurred in this matter; and order any and all further relief the Court deems just and proper.**

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**Status Report filed 2-5-14 by Attorney Burnside (for Objector)** provides details of the dispute including communications, distributions, and account access, and states the balance presently remaining in the trust checking account is approx. \$15,000.00, and the remaining property on hand includes the San Gabriel St. residence, the funds in the checking account, and the various personal property items in the home.

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**Status Report filed 2-10-14 by Attorney Bagdasarian (for Petitioner)** states Gingold has failed to provide accounting or any information concerning the distribution of \$114,000 or for whose benefit, leading to the conclusion that the funds have been misappropriated. The real property has been allowed to deteriorate due to Gingold's failure to arrange maintenance; thereby resulting in a loss to the trust estate. Based on the lack of cooperation in providing an accounting or information concerning distributions, Petitioner again requests that Gingold be removed as co-trustee and all assets be turned over to Petitioner in order to complete the trust administration.

Atty Van Doren, Cynthia M. (for Stephanie Woodward –Competing Petitioner– Cousin)

Atty LeVan, Nancy J. (for Diana M. Marinez – Petitioner –Non-Relative)

Atty Van Doren, Cynthia M. (for Phyllis and Jesse Torres – Objectors)

**Petition for Appointment of Guardian of the Person (Prob. C. 1510)**

<b>Age: Age: 9</b>		<b><u>TEMPORARY EXPIRES 02/13/2014</u></b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>	
		<b>SANTOS L. DE LA FUENTE</b> , mother, and <b>DIANA M. MARINEZ</b> , god mother/non relative, are petitioners.		<b>Page 9B is the competing temporary petition for guardianship of the person and the estate, filed by Stephanie Woodward.</b>	
<b>Cont. from</b>		Father: <b>ADOLPH CEREDI</b> , Nominates, Consents and Waives Notice		<b>1. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for:</b> <ul style="list-style-type: none"> <li>Paternal Grandfather (Unknown)</li> </ul>	
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>				
<input checked="" type="checkbox"/>	<b>Verified</b>				
<input type="checkbox"/>	<b>Inventory</b>				
<input type="checkbox"/>	<b>PTC</b>				
<input type="checkbox"/>	<b>Not.Cred.</b>				
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>				
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>				
<input type="checkbox"/>	<b>Aff.Pub.</b>				
<input type="checkbox"/>	<b>Sp.Ntc.</b>				
<input type="checkbox"/>	<b>Pers.Serv.</b>	n/a			
<input checked="" type="checkbox"/>	<b>Conf. Screen</b>				
<input type="checkbox"/>	<b>Letters</b>	x			
<input checked="" type="checkbox"/>	<b>Duties/Supp</b>				
<input type="checkbox"/>	<b>Objections</b>				
<input type="checkbox"/>	<b>Video Receipt</b>				
<input checked="" type="checkbox"/>	<b>CI Report</b>				
<input type="checkbox"/>	<b>9202</b>				
<input type="checkbox"/>	<b>Order</b>	x			
<input type="checkbox"/>	<b>Aff. Posting</b>				
<input type="checkbox"/>	<b>Status Rpt</b>				
<input checked="" type="checkbox"/>	<b>UCCJEA</b>				
<input type="checkbox"/>	<b>Citation</b>				
<input type="checkbox"/>	<b>FTB Notice</b>				
		Mother: <b>SANTOS L. DE LA FUENTE</b> , Consents and Waives Notice; <b>Deceased</b>  Paternal Grandfather: Unknown Paternal Grandmother: Cheryl Ceredi, Consents and Waives Notice  Maternal Grandfather: Louie Silva, served by mail on 01/22/2014 Maternal Grandmother: Sara De La Fuente, served by mail on 01/24/2014  <b>Petitioners state:</b> guardianship is urgently needed as the mother/co-petitioner, Santos L. De La Fuente, is bed bound and has terminal 4 <sup>th</sup> stage breast cancer and is currently in the Hospice Program at St. Agnes Hospice and Home Health since 12/10/2013. Her prognosis is two days to two months. Co-Petitioner, Diana M. Marinez has been caring for both the minor child, and the mother. Diana M. Marinez transports the child to and from school each day, takes her to medical appointments, provides meals and clothing. The mother states that Diana Marinez is a very positive and influential person in her life and has been since her birth.  Co-Petitioner/Mother, Santos De La Fuente, states that she does not want the minor child to be allowed any contact with the maternal grandmother, Sarah De La Fuente, or any other member of the mother's biological family because she does not feel the child would be safe. She feels that the child would be taken illegally.			
				<b>Reviewed by:</b> LV	
				<b>Reviewed on:</b> 02/07/2014	
				<b>Updates:</b>	
				<b>Recommendation:</b>	
				<b>File 9A – De La Fuente</b>	

Attached to the petition is a notarized statement from the mother stating that she gives Diana Marie Martinez guardianship of her daughter, it states that she has been caring for the child since 08/2013.

Also attached is a California Statutory Will dated 11/18/2013 which nominates the co-petitioner, Diana Marie Martinez, to be the child's guardian upon the death of the mother.

**Declaration filed 12/18/2013 by co-petitioner, Diana Marie Martinez, which includes letters of support of the guardianship. Also included is a letter from the child which states she wishes to live with Diana Marie Martinez.**

**Objection to Diana M. Martinez Being Appointed As Guardian of The Minor Child, Carlie Jezza De La Fuente filed by Phyllis Torres, maternal great-aunt, on 12/27/2013** states that she objects to Diana M. Martinez being appointed as guardian of Carlie; as well as request that Phyllis Torres and her husband, Jesse Torres, be appointed guardians effective immediately.

Ms. Torres does not believe that Diana M. Martinez is the fit and proper person to care for her niece; and believes that it will be detrimental to her well-being and quite possibly to her safety.

Diana M. Martinez, has a known history of drug abuse, mental health issues as well as physical illnesses that sometimes put her in the hospital for weeks at a time. She disclosed to Ms. Torres that she was hospitalized for a nervous breakdown or in her words "went crazy" in 2013 as the result of her financial difficulties and her husband leaving her. She also has a history of poor money management, and the inability to keep gainful employment. Ms. Torres believes that Diana is motivated by money; and that she is seeking guardianship of the minor to access any money that the child might be entitled to including social security benefits.

It is in the best interest of the child to be raised by her biological family, Diana is not biologically related to the child nor was she related to her mother. Objector is the minor child's great aunt, and her husband is the child's great uncle and godfather. Ms. Torres and her husband have been very close to the child and her mother their entire life.

Mrs. Torres is highly concerned about Dian's son, George Tapia, driving the child around. Mrs. Torres alleges that Mr. Tapia does not have a driver's license due to having DUI's. Ms. Torres also alleges that Diana M. Martinez' family history involves drugs, alcohol and abusive behaviors.

Ms. Torres states that the mother was diagnosed in 2009 with terminal cancer and had indicated to her that she wanted her to become the minor's guardian. In September 2013 the mother requested legal paperwork be drafted indicating her desire for Ms. Torres to become guardian of the child, at that time the mother signed a Nomination of Guardian (copy attached hereto as Exhibit A). Once the mother began residing in the home of Diana M. Martinez things began to change. Diana informed Mrs. Torres that the mother no longer wanted to have anything to do with her and was not longer welcomed in the home. Diana prevented Mrs. Torres from visiting the child and the mother. Diana took over all of the mother's possessions, allowing family members to drive the mother's car, she deleted the mother's Facebook page. Diana took over the mother's phone and began to impersonate her when Mrs. Torres would try to call her. Mrs. Torres believes that Diana M. Martinez was telling the mother that her family did not want to see her.

**Please see additional page**

Mrs. Torres objects to Diana having guardianship of the minor child for many reasons. Mrs. Torres believes that Diana was influencing the mother and taking advantage of her mental state to manipulate the situation. Mrs. Torres believes that the mother was made to feel guilty, and felt pressured into nominating Diana as the minor's guardian. Mrs. Torres alleges that the signature of the mother does not match any other documents that Mrs. Torres has.

Mrs. Torres believes that the temporary petition of Diana M. Martinez is filled with mistruths and lies; she believes the signature of the mother is a forgery. Mrs. Torres asks that the Court compare the signatures of the mother.

Mrs. Torres asks the Court to terminate the temporary guardianship of Carlie by Diana Martinez, and deny the permanent guardianship. Mrs. Torres is requesting that her and her husband, Jess Torres, be allowed to have guardianship of the minor child as it is in her best interest.

Filed Objection of Mrs. Torres also includes several objections of family members attached as "Exhibits".

**Declaration of Diana M. Martinez, petitioner, filed on 12/30/2013**, states the mother of the child passed away on 12/15/2013. She passed away with petitioner and the minor child present. She states she met with the child's father on 12/23/2013 at her home and the Court Investigator was also present. She states that the father of the minor signed the consent form, and that both he and his mother both consent to her being appointed guardian of the child.

**Response to Objections to Appointment of Guardian filed by Diana Martinez on 01/31/2014** states Phyllis' allegation that Diana has a known history of drug abuse and mental health issues is not supported by any documentation. These allegations are slanderous and untrue. Diana does have asthma and has been hospitalized for this condition. Diana has never been hospitalized for mental health or drug issues.

Phyllis' allegations that Diana is motivated by money is again, untrue and slanderous. Diana receives \$620.00/month social security benefits for Carlie. Any other monies from insurance or pension benefits will be placed in a blocked account that cannot be accessed without a court order. As the Court knows, \$620.00/mo. Does not begin to cover the expense of raising a child. Diana is seeking guardianship because Carlie's mother nominated her as guardian and Diana has been caring for both Carlie and her mother since August. Carlie's latest report card shows 2-B's, 1-B-, and one A-. Carlie received 6-outstandings and 8-satisfactories for effort and citizenship. These are not grades of a child being in a situation that is detrimental to her. In fact, considering this child just lost her mother last month, these grades are exceptional considering the trauma that the child has gone through.

Phyllis' allegation that she witnessed George Tapia driving without a license due to DUI's with Carlie in a car is again untrue. Diana's only car was out of service from the 1<sup>st</sup> week of September through the 18<sup>th</sup> of October. The last time Phyllis was at Diana's homes was during the second week of October. Further, George Tapia's driver's license was reinstated December 11, 2013. George Tapia is enrolled full-time in college to become an alcohol/drug counselor.

Phyllis' account of Santos signing the paperwork in September leaves out many important details. Santos did not request the paperwork, but Phyllis insisted on having the paperwork brought to the emergency room between midnight and three a.m. after Santos had been given Morphine and other mind altering drugs for pain, and sticking the paperwork in front of Santos and telling her to sign.

**Please see additional page**

Phyllis's allegations that Diana was the one that decided Santos did not want to see her family and that Santos's signature on the petition, will and other documents is totally without a factual basis. Santos was the one that decided she did not want contact with most of her family. Santos had a very unhappy childhood. Sarah, her mother, was an alcoholic and when entertaining a man, she would lock the door so Santos could not get in the house. Santos did not want to visit with her mother, Sarah, or sister and told the nurse to have them leave. Security had to be called to tell them to leave and after arguing with other family members, they finally left. Santos made it very clear to staff at the hospital, that she did not want to see her birth mother, Sarah or her sister. On Sunday, September 29, 2013, Santos dictated and signed a letter to be placed in her chart, that she did not want Sarah or Chloe to have any type of contact with Santos. Phyllis is fully aware of this situation and to allege that Diana was somehow behind these decisions is a fallacy.

Phyllis's allegations that Diana made the decision to exclude Santos's family again is not based on any fact. Phyllis and many members of the family did not want to be in the same room as Santos because Santos tested positive for MRSA and had a staph infection in an open wound. Phyllis has a newborn grandson and she felt it was too much of a risk to be near Santos. Marylou Torres and Rachel Lopez voluntarily stopped visiting Santos at the hospital because they babysit their grandchildren and they did not want to be exposed to MRSA and Staph infection.

Santos wanted to be cremated and Sarah, Santos's mother tried to halt the cremation which required the service to be delayed and Santos's body be frozen for 8 days. This put a severe emotional burden on Carlie and was definitely not in her best interest. Phyllis knows of Sarah's drinking and emotional problems, which is why Sarah was not ever considered for Guardian of Carlie. Santos did not want her mother or most of her family at her memorial service because she wanted it to be a celebration, not drama. She did not want to expose Carlie to the chaos and outbursts of her family.

When Santos told Phyllis that she did not want her for Carlie's guardian in November, Phyllis got very angry and told Santos she was making a huge mistake. She then stormed toward the door and said "Well, at least I stepped up and am paying for your funeral." This hurt Santos deeply and that was when she informed the hospital staff and Diana that she no longer wanted to visit with any of her blood family. It wasn't until Santos told Phyllis that she wanted Diana to be Carlie's guardian that Phyllis had a problem with Diana. Phyllis and Diana texted each other almost daily regarding Santos's condition until Phyllis made the "funeral" comment. Then, Phyllis's opinion and demeanor completely changed towards Diana. Not only did Phyllis's behavior change, but also Lynette's and Rachel's behavior changed.

Phyllis's allegations that Santos did not want Diana as guardian of Carlie is again without basis or merit. Santos's signature on the form giving Diana Temporary Guardianship of Carlie was notarized and witnessed by the notary. Stating Santos's signature is forgery is a result of Phyllis's jealousy that Santos chose Diana over Phyllis. Santos's Will was witnessed by two disinterested persons and this Will nominated Diana as Custodian of Carlie's assets and Guardian of Carlie's person.

Phyllis has now withdrawn her Petition for Appointment of Guardian and a 2<sup>nd</sup> cousin of Carlie's, Stephanie Woodward, has petitioned in Phyllis's place. This person was elected by the members of Santos's blood family, without any input from Carlie or Diana or Santos. Diana not only was nominated by Santos, but also has the support of Carlie's father and paternal grandmother.

**Please see additional page**

Pursuant to Probate Code § 1502, (a) a nomination of a guardian of a minor can be made in a writing before or after the Petition for Appointment of Guardian is filed. Further in Probate Code § 1502 (c) it states:

**“Unless the writing making the nomination expressly otherwise provides, a nomination made under this article remains effective notwithstanding the subsequent legal incapacity or death of a person making the nomination.”**

Santos made her nomination in her Will that was witnessed by two disinterested people. This Will was properly executed and witnessed on November 18, 2013. Santos also nominated Diana as guardian of Carlie in a notarized document dated December 05, 2013. There has been no nomination of Stephanie Woodward by Carlie's parents verbally or in any writing.

All of the other objections by Sarah DeLaFuente, Chloe Valencia, Rachel Lopez, Marlene Torres, Victoria Bertoni, Jessy B. Torres, Maryann Moreno, Linda Bertoni, Elisa Torres, Danielle DeLaFuente, Daniel DeLaFuente, and Marylou Torres are just repetitive, boiler-plate copies of the same objection with different names on them. All of these relatives were not around to help Santos when she was very ill and none of them had any problem with Diana caring for Santos and Carlie during Santos's illness. Phyllis has used her influence to rally some the “blood” relatives to file objections against Diana simply to try to thwart what Santos really wanted.

**DSS Social Worker Irma Ramirez' report filed on 02/05/2014.**

**Needs / Problems /Comments (continued)**

**Note: Petitioners have included the original will of Santos L. De La Fuente. The Court may wish to have the original will returned to the petitioners. The Court does not accept an original will until the individual's death pursuant to Probate Code §8200(a)(1).**

**Petition for Appointment of Temporary Guardian of the Person and Estate**

<b>Age: 9</b>		<b><u>GENERAL HEARING 03/17/2014</u></b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
<b>Cont. from</b>		<p><b>STEPHANEE WOODWARD</b>, cousin, is petitioner. Petitioner also requests appointment as guardian of the estate without bond as she is requesting that any and all money of the estate be placed into a blocked account for the child to access after she turns 18.</p> <p><b>Estimated value of the Estate:</b>  <b>Total: TBD</b></p> <p>Father: <b>ADOLPH CEREDI</b></p> <p>Mother: <b>SANTOS L. DE LA FUENTE, Deceased</b></p> <p>Paternal Grandfather: Unknown  Paternal Grandmother: Cheryl Ceredi</p> <p>Maternal Grandfather: Louie Silva  Maternal Grandmother: Sara De La Fuente, Consents and Waives Notice</p> <p><b>Petitioner states:</b> the minor's mother is recently deceased; the father has never met the child. The parents are unable/unwilling to provide for the child. The child is currently under temporary guardianship, by Diana M. Martinez. However, the petitioner believes that leaving the child under the custody and care of Ms. Martinez is detrimental to the child.</p> <p>Ms. Martinez has no biological relationship to the child. Ms. Martinez excluded the child's biological family from the funeral sitting a non-existent court order. It is believed that the current guardian has a prescription drug habit and has stolen prescription drugs that were prescribed to the deceased mother.</p> <p>The current guardian has ongoing criminal activity in the home. The daughter in law of the guardian was recently arrested and forcibly removed from the home. The current guardian cannot financially provide for the child and has expressed intent to relocate the child to the San Jose area.</p> <p><b>Court Investigator Charlotte Bien's report filed 02/05/2014.</b></p>	<p>1. Need proof of personal service five (5) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for:</p> <ul style="list-style-type: none"> <li>• Adolph Ceredi (Father)</li> <li>• Diana M. Martinez (Temporary Guardian)</li> </ul> <p>2. Petition does not include the mandatory Judicial Council form, Guardianship Petition – Child Information GC-210(CA) Attachment form.</p> <p>3. Need Order.</p> <p>4. Need Letters.</p> <p>5. If Temporary Guardianship of the Estate is granted need blocking order.</p> <p><b>Note: A Status hearing will be set as follows:</b></p> <ul style="list-style-type: none"> <li>• <b>Monday, 03/17/2014 at 9:00a.m. for the filing of the receipt for blocked account.</b></li> </ul>
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>			
<input checked="" type="checkbox"/> <b>Verified</b>			
<input type="checkbox"/> <b>Inventory</b>			
<input type="checkbox"/> <b>PTC</b>			
<input type="checkbox"/> <b>Not.Cred.</b>			
<input type="checkbox"/> <b>Notice of Hrg</b>	<input checked="" type="checkbox"/>		
<input type="checkbox"/> <b>Aff.Mail</b>	<input checked="" type="checkbox"/>		
<input type="checkbox"/> <b>Aff.Pub.</b>			
<input type="checkbox"/> <b>Sp.Ntc.</b>			
<input type="checkbox"/> <b>Pers.Serv.</b>	<input checked="" type="checkbox"/>		
<input checked="" type="checkbox"/> <b>Conf. Screen</b>			
<input type="checkbox"/> <b>Letters</b>	<input checked="" type="checkbox"/>		
<input checked="" type="checkbox"/> <b>Duties/Supp</b>			
<input type="checkbox"/> <b>Objections</b>			
<input type="checkbox"/> <b>Video Receipt</b>			
<input checked="" type="checkbox"/> <b>CI Report</b>			
<input type="checkbox"/> <b>9202</b>			
<input type="checkbox"/> <b>Order</b>	<input checked="" type="checkbox"/>		
<input type="checkbox"/> <b>Aff. Posting</b>			
<input type="checkbox"/> <b>Status Rpt</b>			
<input checked="" type="checkbox"/> <b>UCCJEA</b>			
<input type="checkbox"/> <b>Citation</b>			
<input type="checkbox"/> <b>FTB Notice</b>			

<b>Reviewed by:</b> LV
<b>Reviewed on:</b> 02/07/2014
<b>Updates:</b>
<b>Recommendation:</b>
<b>File 9B – De La Fuente</b>



Petition to Determine Succession to Real Property (Prob. C. 13151)

<b>DOD: 07/01/2012</b>		<b>JOAN C. BACHANT</b> , is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. There does not appear to be any authority which would allow assignments in a summary proceeding.
		40 days since DOD	
		No other proceedings	
<b>Cont. from</b>			
	<b>Aff.Sub.Wit.</b>	I&A - <b>\$148,300.00</b>	
✓	<b>Verified</b>		
✓	<b>Inventory</b>	Will dated: 09/25/2000, devises that an antique bedroom set, all farm equipment including trucks, tractors and tools, and all recreational equipment pass to decedent's son, Joan C. Bachant. All other items shall pass to spouse, Virginia Bachant.	
	<b>PTC</b>	1 <sup>st</sup> Codicil: 03/28/2005	
	<b>Not.Cred.</b>		
✓	<b>Notice of Hrg</b>		
✓	<b>Aff.Mail</b>	w/	
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
	<b>Letters</b>		
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
	<b>9202</b>		
✓	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>		
			<b>Reviewed by:</b> LV <b>Reviewed on:</b> 02/07/2014 <b>Updates:</b> <b>Recommendation:</b> <b>File 10 – Bachant</b>

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 12/21/2013			<p><b>JENNIFER EARLE</b>, friend/named executor without bond, is petitioner.</p> <p>Full IAEA –o.k.</p> <p>Will dated: 10/31/2011</p> <p>Residence: Selma Publication: Selma Enterprise</p> <p><b>Estimated value of the Estate:</b></p> <table> <tr> <td>Personal property</td> <td>-</td> <td>\$305,000.00</td> </tr> <tr> <td>Real property</td> <td>-</td> <td>\$3,000.00</td> </tr> <tr> <td><b>Total:</b></td> <td>-</td> <td><b>\$308,000.00</b></td> </tr> </table> <p>Probate Referee: Rick Smith</p>	Personal property	-	\$305,000.00	Real property	-	\$3,000.00	<b>Total:</b>	-	<b>\$308,000.00</b>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note:</b> If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> <li>• <b>Friday, 07/11/2014 at 9:00a.m. in Dept. 303</b> for the filing of the inventory and appraisal <u>and</u></li> <li>• <b>Friday, 04/10/2015 at 9:00a.m. in Dept. 303</b> for the filing of the first account and final distribution.</li> </ul> <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>
Personal property	-	\$305,000.00											
Real property	-	\$3,000.00											
<b>Total:</b>	-	<b>\$308,000.00</b>											
Cont. from													
	Aff.Sub.Wit.	s/p											
✓	Verified												
	Inventory												
	PTC												
	Not.Cred.												
✓	Notice of Hrg												
✓	Aff.Mail	w/											
✓	Aff.Pub.												
	Sp.Ntc.												
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✓	Order												
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	Status Rpt												
	UCCJEA												
	Citation												
	FTB Notice												

Reviewed by: LV
Reviewed on: 02/06/2014
Updates: 02/07/2014
Recommendation: Submitted
File 11 – Carr

**Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)**

<b>DOD: 12/26/2013</b>			<p><b>DIANE MARIE LAROCHELLE</b>, named alternate Executor without bond is petitioner.</p> <p>Named Executor, June Deeter, is deceased.</p> <p>Full IAEA – o.k.</p> <p>Will dated: 12/28/2008</p> <p>Residence: Fresno Publication: Business Journal</p> <p><b>Estimated value of the estate:</b></p> <table> <tr> <td>Personal property</td> <td>-</td> <td>\$ 50,000.00</td> </tr> <tr> <td>Income</td> <td>-</td> <td>\$ 500.00</td> </tr> <tr> <td>Real property</td> <td>-</td> <td>\$176,000.00</td> </tr> <tr> <td><b>Total</b></td> <td>-</td> <td><b>\$226,500.00</b></td> </tr> </table> <p><b>Probate Referee: Steven Diebert</b></p>	Personal property	-	\$ 50,000.00	Income	-	\$ 500.00	Real property	-	\$176,000.00	<b>Total</b>	-	<b>\$226,500.00</b>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note:</b> If the petition is granted, status hearings will be set as follows:</p> <ul style="list-style-type: none"> <li><b>Friday, July 11, 2014</b> at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal.</li> <li><b>Friday, April 17, 2015</b> at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution.</li> </ul> <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.</p>
Personal property	-	\$ 50,000.00														
Income	-	\$ 500.00														
Real property	-	\$176,000.00														
<b>Total</b>	-	<b>\$226,500.00</b>														
<b>Cont. from</b>																
✓	<b>Aff.Sub.Wit.</b>	S/P														
✓	<b>Verified</b>															
	<b>Inventory</b>															
	<b>PTC</b>															
	<b>Not.Cred.</b>															
	<b>Notice of Hrg</b>															
✓	<b>Aff.Mail</b>	W/														
✓	<b>Aff.Pub.</b>															
	<b>Sp.Ntc.</b>															
	<b>Pers.Serv.</b>															
	<b>Conf. Screen</b>															
✓	<b>Letters</b>															
✓	<b>Duties/Supp</b>															
	<b>Objections</b>															
	<b>Video Receipt</b>															
	<b>CI Report</b>															
	<b>9202</b>															
✓	<b>Order</b>															
	<b>Aff. Posting</b>															
	<b>Status Rpt</b>															
	<b>UCCJEA</b>															
	<b>Citation</b>															
	<b>FTB Notice</b>															

<b>Reviewed by:</b> KT
<b>Reviewed on:</b> 2/7/14
<b>Updates:</b>
<b>Recommendation:</b> SUBMITTED
<b>File</b> 12 – Deeter

Status Hearing Re: Filing of the Receipt for the Blocked Account

<b>DOD: 06/22/2012</b>		<p><b>KAREN K. WILLIAMS</b>, was appointed as administrator with limited authority without bond and ordered to have \$170,000.00 deposited into a blocked account.</p> <p><b>Minute order dated 06/07/2013</b> set this status hearing for the filing of the receipt for blocked account.</p> <p><b>Third Amended Order for Probate signed on 08/29/2013</b> stating the total amount authorized for deposit is estimated at \$170,000 and will be deposited at different times. The initial deposit will consist of approximately \$47,926.88, plus accrued interest, held in a checking account and Certificates of Deposit currently held in decedent's name at Bank of America. Following that deposit will be proceeds from the sale of two vehicles, transfer of funds now held in the decedent's name at United Local Credit Union in an amount approximately \$14,915.04, plus accrued interest, and the net proceeds of the sale of the decedent's real property.</p> <p><b>Depository Receipt in the amount of \$47,931.99 was filed on 01/07/2014.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>1. Need receipt for blocked account in the amount of \$14,915.04.</li> <li>2. Need receipt for blocked account for the net proceeds of the sale of the decedent's real property. Note: Receipt for blocked account will not be ready until the sale of the property. Report of Sale and Petition for Order Confirming Sale of Real Property continued to 02/18/2014.</li> <li>3. Need sanctions in the amount of \$500.00 ordered on 11/01/2013 to be paid.</li> </ol>
<b>Cont. from 051013, 060713, 070513, 080213, 090613, 110113, 010914</b>			
<b>Aff.Sub.Wit.</b>			
<b>Verified</b>			
<b>Inventory</b>			
<b>PTC</b>			
<b>Not.Cred.</b>			
<b>Notice of Hrg</b>			
<b>Aff.Mail</b>			
<b>Aff.Pub.</b>			
<b>Sp.Ntc.</b>			
<b>Pers.Serv.</b>			
<b>Conf. Screen</b>			
<b>Letters</b>			
<b>Duties/Supp</b>			
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<b>9202</b>			
<b>Order</b>			
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			
		<p><b>Reviewed by:</b> LV</p> <p><b>Reviewed on:</b> 02/06/2014</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 13 – Williams</b></p>	

		<b>On 5-21-13</b> , pursuant to Amended Petition filed by <b>David and Arlene Liles</b> , Guardians Ad Litem for Raven Nicole Bailey, minor beneficiary, the Court appointed <b>H.F. RICK LEAS</b> , a licensed professional fiduciary, as Successor Trustee of the Amended Carol Baily Living Trust with bond of \$500,000.00 on 5-21-13. Bond was filed on 5-31-13.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b><u>OFF CALENDAR</u></b>  <b>Allison St. Louis filed a First Account on 2-11-14 that is set for hearing 4-1-14.</b>
<b>Cont. from 061413, 081613, 090513, 101013, 102413, 010914</b>		<b>Order 5-21-13</b> also requires <b>ALLISON ST. LOUIS</b> , as successor or representative of the prior trustee <b>DAVID J. ST. LOUIS</b> , to file an accounting with the Court, which accounting shall be prepared by Dritsas, Groom and McCormick, LLP, within four weeks of the order.	
<b>Aff.Sub.Wit.</b>			
<b>Verified</b>		<b>The Court</b> set status hearing for the filing of the accounting for 6-14-13, continued to 8-16-13, 9-5-13, 10-10-13, 10-24-13, 1-9-14, and now 2-13-14.	
<b>Inventory</b>			
<b>PTC</b>			
<b>Not.Cred.</b>			
<b>Notice of Hrg</b>			
<b>Aff.Mail</b>			
<b>Aff.Pub.</b>			
<b>Sp.Ntc.</b>			
<b>Pers.Serv.</b>			
<b>Conf. Screen</b>			
<b>Letters</b>			
<b>Duties/Supp</b>			
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<b>9202</b>			
<b>Order</b>			
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCC/JEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			
		<b>Reviewed by:</b> skc	
		<b>Reviewed on:</b> 2-6-14	
		<b>Updates:</b> 2-11-14	
		<b>Recommendation:</b>	
		<b>File 14 - Bailey</b>	

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Age: 4		<b>TEMPORARY EXPIRES 02/13/14</b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>DIONNE M. SOMMERS</b> and <b>HAROLD SOMMERS</b> , paternal grandparents, are Petitioners.		
		Father: <b>HAROLD C. SOMMERS, III</b> – Consent & Waiver of Notice filed 12/12/13		
Cont. from		Mother: <b>SARAH E. SUCHIL-ORTIZ</b> – Consent & Waiver of Notice filed 02/07/14		
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg	Maternal grandfather: DECEASED Maternal grandmother: REBECCA HERNANDEZ – Served by mail on 01/17/14		
<input checked="" type="checkbox"/>	Aff.Mail			
<input type="checkbox"/>	Aff.Pub.	Sibling: ROY YBARRA (6)		
<input type="checkbox"/>	Sp.Ntc.	<b>Petitioners state</b> that both parents have addiction issues and are unable to provide a safe and stable home for Gregory. The father is facing criminal charges and the mother bounces around between her new boyfriend's home and great-grandmother's home creating great instability. Further the mother has gang ties. Petitioners state that Gregory has stayed with them for weeks at a time since birth and that guardianship is necessary to that they can provide a safe and stable home for him on a more permanent basis.		
<input type="checkbox"/>	Pers.Serv.	n/a		
<input checked="" type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters	n/a		
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input checked="" type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input checked="" type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
				<b>Reviewed by:</b> JF
				<b>Reviewed on:</b> 02/06/14
				<b>Updates:</b> 02/11/14
				<b>Recommendation:</b>
				<b>File 15 – Sommers</b>

## Petition for Visitation

Alyssa, 11	ROSEANNA ORTIZ, mother, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Need <i>Notice of Hearing</i> .  2. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Visitation</i> for: - Elsa Garcia (guardian of Alyssa & Alfredo) - Guadalupe Garcia Villagomez (guardian of Jaylen & Agustin) - Grace Rios (temporary guardian of Matthew) - Jason Romero (Matthew's father) - Jose Leon (father of all except Matthew) - Matthew's paternal grandparents - Agustin Leon (paternal grandfather of all except Matthew) - Petra Aumada (paternal grandmother of all except Matthew)
Alfredo, 7	ELSA GARCIA, paternal aunt, was appointed as Guardian of Alyssa and Alfredo on 05/23/12.	
Jaylen, 5		
Agustin, 4	GUADALUPE GARCIA VILLAGOMEZ, paternal aunt, was appointed Guardian of Jaylen and Agustin on 05/23/12.	
Matthew, 3		
	GRACE RIOS, non-relative, was appointed Temporary Guardian of Matthew on 01/23/14. (Hearing on the General Guardianship is set for 03/13/14).	
Cont. from		
Aff.Sub.Wit.		
✓ Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg	x	
Aff.Mail	x	
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order	x	
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: JF Reviewed on: 02/07/14 Updates: Recommendation: File 16 – Ortiz & Leon

## Petition for Termination of Guardianship

		SHANIKA GREEN and MARK GREEN, Guardians, are Petitioners.	NEEDS/PROBLEMS/COMMENTS:
		Petitioners (Maternal Aunt and Uncle) were appointed Guardians on 11-12-13.	<b>Note:</b> Page 17B is a petition for temporary guardianship filed by another aunt Debra Hopkins.
Cont. from 020414		Father (Ineisha): ISAAC MCCOY Father (Lazaya): ZACHARY TUCKER Mother: LANIESHA GREEN	1. Need Notice of Hearing. 2. Need proof of service of Notice of Hearing at least 15 days prior to the hearing per Probate Code §1460(b)(5) on all relatives: - Isaac McCoy (Ineisha's father) - Zachary Tucker (Lazaya's father) - Laniesha Green (Mother) - Ineisha's paternal grandparents - Zack Tucker (Lazaya's paternal grandfather) - Angela Palmer (Lazaya's paternal grandmother) - Tommy Green (Maternal Grandfather) - Janet Simpson (Maternal Grandmother)
	Aff.Sub.Wit.		
✓	Verified	Paternal grandparents (Ineisha): Unknown Paternal grandfather (Lazaya): Zack Tucker Paternal grandmother (Lazaya): Angela Palmer	
	Inventory		
	PTC	Maternal grandfather: Tommy Green Maternal grandmother: Janet Simpson	
	Not.Cred.		
	Notice of Hrg	X	
	Aff.Mail	X	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: skc
			Reviewed on: 2-6-14
			Updates:
			Recommendation:
			File 17A – McCoy & Tucker

17A



## Petition for Appointment of Temporary Guardianship of the Person (Prob. C. 2250)

<b>GENERAL HEARING 4-7-14</b>			<b>NEEDS/PROBLEMS/COMMENTS:</b>
<p><b>DEBRA HOPKINS</b>, Maternal Aunt, is Petitioner.</p> <p><b>SHANIKA GREEN and MARK GREEN</b>, Maternal Aunt and Uncle, were appointed Guardians on 11-12-13.          - Petition For          - Personally served 2-4-14</p> <p>Father (Iniesha): <b>ISAAC MCCOY</b>          Father (Lazaya): <b>ZACHARY TUCKER</b>          - Personally served 2-4-14</p> <p>Mother: <b>LANIESHA GREEN</b>          - Personally served 2-4-14</p> <p>Paternal grandfather (Iniesha): Deceased          Paternal grandmother (Iniesha): Lovella McCoy          Paternal grandfather (Lazaya): Zack Tucker          Paternal grandmother (Lazaya): DD Tucker          - Personally served 2-4-14</p> <p>Maternal grandfather: Tommy Green          Maternal grandmother: Janet Simpson</p> <p><b>Petitioner states</b> it is best that she take the girls. Their aunty is giving them up because she is having problems taking care of them. Petitioner has more than enough room for them and has no other kids to look after and does not want to see the girls in foster care. Petitioner states Iniesha and her mother lived with her until Iniesha was about four years old. Petitioner feels she could parent both of the girls.</p> <p>Petitioner requests the Court excuse notice to Iniesha's father Isaac McCoy and because no one knows his address or phone number.</p>			
<input type="checkbox"/>	Aff.Sub.Wit.		<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 2-6-14</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 17B –McCoy &amp; Tucker</b></p>
✓	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
✓	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
✓	Pers.Serv.	W	
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

<b>Age: 4</b>		<b>CHRISTINA WILLIAMS</b> , mother, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>JOE ROBLES</b> and <b>SHARON ROBLES</b> , paternal grandparents, were appointed as Co-Guardians on 10/10/13.	3. Need <i>Notice of Hearing</i> .
<b>Cont. from</b>		Father: <b>MICHAEL ROBLES, SR.</b>	4. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Visitation</i> for:
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	Maternal grandfather: UNKNOWN Maternal grandmother: JEANIE DITTO	<ul style="list-style-type: none"> <li>- Joe Robles (paternal grandfather/guardian)</li> <li>- Sharon Robles (paternal grandmother/guardian)</li> <li>- Michael Robles, Sr. (father)</li> <li>- Maternal grandfather (unknown)</li> <li>- Jeanie Ditto (maternal grandmother)</li> </ul>
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>	<b>Petitioner states</b> that she has completed half of her therapy, has a stable place to live and would like overnight visits with her son. She further states that Michael's father is a drug abuser and Petitioner feels that he gets to visit with Michael more than she does.	
<input type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>		
<input type="checkbox"/>	<b>Notice of Hrg</b>		
<input type="checkbox"/>	<b>Aff.Mail</b>		
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input type="checkbox"/>	<b>Letters</b>		
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
<input type="checkbox"/>			

Age: 5		<b><u>NO TEMPORARY REQUESTED</u></b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>	
		<b>MARIA MAGDALENA RAMOS HERNANDEZ</b> , maternal aunt, is Petitioner.		<b><u>CONTINUED FROM 01/09/14</u></b> <b>Minute Order from 01/09/14 states: No appearances. Matter continued to 02/13/14. The Court directs that a copy of the minute order be sent to Maria Hernandez.</b>	
		Father: <b>JOSUE ACA COCONE</b> – Declaration of Due Diligence filed 11/14/13		Clerk's Certificate of Mailing filed 01/10/14 states that a copy of the minute order was mailed to Petitioner on 01/10/14.	
<b>Cont. from 010914</b>		Mother: <b>ALBERTA RAMOS HERNANDEZ</b>		<b>Petitioner is Spanish speaking.</b>	
<input type="checkbox"/>	Aff.Sub.Wit.	<input type="checkbox"/>	Paternal grandparents: UNKNOWN	1. Need Notice of Hearing.	
<input checked="" type="checkbox"/>	Verified	<input type="checkbox"/>	Maternal grandfather: TOMAS RAMOS	2. Need proof of service at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Guardian of the Person or Consent & Waiver of Notice or Declaration of Due Diligence for:	
<input type="checkbox"/>	Inventory	<input type="checkbox"/>	Maternal grandmother: CARMELA HERNANDEZ	a. Jose Aca Cocone (father) – personal service required, unless diligence is found; declaration of due diligence filed 11/14/13	
<input type="checkbox"/>	PTC	<input type="checkbox"/>	Siblings: JUAN CARLOS ACA RAMOS (9), DENISE SANCHEZ	b. Alberta Ramos Hernandez (mother) – personal service required	
<input type="checkbox"/>	Not.Cred.	<input type="checkbox"/>	<b>Petitioner alleges</b> that the mother left the child without speaking to Petitioner. She left a notarized letter. Mother cannot afford to care for the child and does not want the child with her.	c. Paternal grandfather – service by mail sufficient	
<input type="checkbox"/>	Notice of Hrg	<input checked="" type="checkbox"/>	<b>Court Investigator Jennifer Young filed a report on 01/02/14.</b>	d. Paternal grandmother – service by mail sufficient	
<input type="checkbox"/>	Aff.Mail	<input checked="" type="checkbox"/>		e. Tomas Ramos (maternal grandfather) – service by mail sufficient	
<input type="checkbox"/>	Aff.Pub.	<input type="checkbox"/>		f. Carmela Hernandez (maternal grandmother) – service by mail sufficient	
<input type="checkbox"/>	Sp.Ntc.	<input type="checkbox"/>			
<input type="checkbox"/>	Pers.Serv.	<input checked="" type="checkbox"/>			
<input checked="" type="checkbox"/>	Conf. Screen	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	Letters	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	Duties/Supp	<input type="checkbox"/>			
<input type="checkbox"/>	Objections	<input type="checkbox"/>			
<input type="checkbox"/>	Video Receipt	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	CI Report	<input type="checkbox"/>			
<input type="checkbox"/>	9202	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	Order	<input type="checkbox"/>			
<input type="checkbox"/>	Aff. Posting	<input type="checkbox"/>			
<input type="checkbox"/>	Status Rpt	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	UCCJEA	<input type="checkbox"/>			
<input type="checkbox"/>	Citation	<input type="checkbox"/>			
<input type="checkbox"/>	FTB Notice	<input type="checkbox"/>			
				<b>Reviewed by:</b> JF	
				<b>Reviewed on:</b> 01/08/14	
				<b>Updates:</b>	
				<b>Recommendation:</b>	
				<b>File 19 – Aca-Ramos</b>	

ProPer Bryant, Welby Kevin (pro per – maternal grandfather/Petitioner)

ProPer Bryant, Kimberly Ann (pro per – maternal grandmother/Petitioner)

## Petition for Appointment of Temporary Guardianship of the Person

Age: 8		<b><u>GENERAL HEARING 04/03/14</u></b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>	
		<b>KEVIN BRYANT and KIMBERLY BRYANT,</b> maternal grandparents, are Petitioners.		1. Need Notice of Hearing.	
		Father: <b>DEMONTE WILSON</b>		2. Need proof of personal service at least 5 court days before the <i>Notice of Hearing</i> with a copy of the <i>Petition for Temporary Guardianship or Consent &amp; Waiver of Notice or Declaration of Due Diligence</i> for:	
Cont. from		Mother: <b>SANDRA LITTLE</b> – <i>Declaration of Due Diligence</i> filed 01/31/14		- Demonte Wilson (father)	
	Aff.Sub.Wit.			- Sandra Little (mother) – Declaration of Due Diligence filed 01/31/14 states that her whereabouts are unknown	
✓	Verified				
	Inventory				
	PTC	Paternal grandfather: NOT LISTED Paternal grandmother: DECEASED			
	Not.Cred.				
	Notice of Hrg	x	Siblings: SIERRA WILSON, MALEA WILSON, JARAMIR WILSON		
	Aff.Mail				
	Aff.Pub.				
	Sp.Ntc.		<b>Petitioners state</b> that temporary guardianship is necessary because the father is in jail and the mother has had no contact with the minor for 3 years.		
	Pers.Serv.	x			
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report				
	9202				
✓	Order				
	Aff. Posting			Reviewed by: JF	
	Status Rpt			Reviewed on: 02/07/14	
✓	UCCJEA			Updates:	
	Citation			Recommendation:	
	FTB Notice			File 20 – Wilson	

## Petition for Appointment of Temporary Conservatorship of the Person and Estate

Age: 65 years		<b>GENERAL HEARING 3/12/14</b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>	
		JOSEPH PATRICK DE LOS REYES, son, is petitioner and requests appointment as temporary conservator of the person and estate without bond.		Court Investigator advised rights on 2/3/14.	
Cont. from				1. Petition requests that bond be waived. Probate Code §2320 states except as otherwise provided by statute, every person appointed as conservator shall, before letters are issued, give a bond approved by the court. Probate Code §2321 states Notwithstanding any other provision of the law, the court in a conservatorship proceeding may not waive the filing of a bond or reduce the amount of bond required without a good cause determination by the court that the conservatee will not suffer harm as a result of the waiver or reduction of the bond. <b>If the court requires bond it should be set at \$84,115.00</b>	
	Aff.Sub.Wit.			2. Need proof of personal service of the Notice of Hearing along with a copy of the temporary petition on the proposed conservatee, Wilfred Layvas De Los Reyes.	
✓	Verified	<b>Estimated value of the estate:</b>		3. Capacity Declaration is incomplete. It does not state the name and address of the physician at #1 and #2. Does not state the date the conservatee was last seen at #4 and is missing page 3 which is the page that includes the determination as to whether or not the propose conservatee has capacity to give informed consent.	
	Inventory	Personal property - \$45,000.00			
	PTC	Annual income - \$31,468.44			
	Not.Cred.	<b>Total - \$76,468.44</b>			
✓	Notice of Hrg	Petitioner states proposed conservatee suffered a stroke in March 2013. He can only occasionally blink his eyes and nod his head.			
✓	Aff.Mail	W/			
	Aff.Pub.				
	Sp.Ntc.				
	Pers.Serv.	X			
✓	Conf. Screen	Court Investigator Jennifer Young's Report filed on 2/7/14.			
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
✓	CI Report				
	9202				
✓	Order				
	Aff. Posting			Reviewed by: KT	
	Status Rpt			Reviewed on: 2/10/14	
	UCCJEA			Updates:	
	Citation			Recommendation:	
	FTB Notice			File 21 – De Los Reyes	

Petition for Appointment of Temporary Guardianship of the Person (Prob. C. 2250)

Age: 5 years		<b>TEMPORARY EXPIRES 2/13/14</b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>	
Cont. from					
	Aff.Sub.Wit.				
✓	Verified	Father: <b>JAIME ARELLANO</b>		1. Need proof of personal service of the Notice of Hearing along with a copy of the temporary petition or consent and waiver of notice or declaration of due diligence on: a. Jaime Arrellano (father) b. Cara Stearnes (mother)	
	Inventory	Mother: <b>CARA STEARNES</b>			
	PTC				
	Not.Cred.	Paternal grandfather: Jaime Arrellano			
✓	Notice of Hrg	Maternal grandparents: Unknown			
✓	Aff.Mail	<b>Petitioner states</b> the father is incarcerated and mom is not able to care for the minor. The mother had agreed that petitioner was to retain the physical custody of the minor but has since changed her mind. Petitioner fears she will come and take him. The mother is bipolar and has had other children taken from her.			
	Aff.Pub.				
	Sp.Ntc.				
	Pers.Serv.	X			
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
✓	UCCJEA				
	Citation				
	FTB Notice				
				Reviewed by: KT	
				Reviewed on: 2/10/14	
				Updates:	
				Recommendation:	
				File 22 – Stearnes	